UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

THE BOEING COMPANY,

Petitioner,

v.

NATIONAL LABOR RELATIONS BOARD,

Respondent.

NATIONAL LABOR RELATIONS BOARD,

Petitioner,

v.

THE BOEING COMPANY,

Respondent.

No. 15-72894

NLRB No. 19-CA-089374 National Labor Relations Board

No. 15-73101

NLRB No. 19-CA-089374 National Labor Relations Board

THE BOEING COMPANY'S
ANSWER TO THE NATIONAL
LABOR RELATIONS BOARD'S
CROSS-APPLICATION FOR
ENFORCEMENT

Under Federal Rule of Appellate Procedure 15(b)(2), The Boeing Company ("Boeing") answers the Cross-Application For Enforcement of an Order of the National Labor Relations Board (the "Board") as follows:

- 1. Boeing admits that the Board issued an order against Boeing on August 27, 2015, in Board Case No. 19-CA-089374, reported at 362 NLRB No. 195.
- 2. Boeing admits that on September 18, 2015, Boeing filed a petition for review with the Court to review the same Board order (Ninth Circuit Case No. 15-72894).
- 3. Boeing denies that the Board is entitled to enforcement of its order.
- 4. Boeing admits that the Court has jurisdiction over the Board's cross-application under 29 U.S.C. § 160(e) and (f).
 - 5. Boeing admits that it is aggrieved by the Board's order.
- 6. Boeing admits that venue is proper in the Ninth Circuit and that this case arises from events that occurred, in substantial part, in Renton, Washington. Boeing denies that it committed an unfair labor practice.

Boeing requests that the Court grant Boeing's Petition for Review and deny the Board's Cross-Application for Enforcement, as well as grant Boeing any further relief to which Boeing may be entitled.

Respectfully Submitted,

October 30, 2015

By: <u>s/Luke M. Rona</u>

Charles N. Eberhardt **Perkins Coie** LLP

10885 N.E. Fourth Street, Suite 700

Bellevue, WA 98004-5579 Phone: (425) 635-1408

Email: CEberhardt@perkinscoie.com

Luke M. Rona
Perkins Coie LLP

1201 Third Avenue, Suite 4900

Seattle, WA 98101-3099 Phone: (206) 359-6018

Email: LRona@perkinscoie.com

Attorneys for Petitioner The Boeing Company

Case: 15-7289	4, 10/30/2015, ID: 9739404, DktEntry: 14, Page 4 of 4
9th Circuit Case Number(s)	5-72894, 15-73101
NOTE: To secure your input, you	a should print the filled-in form to PDF (File > Print > PDF Printer/Creator).
**********	********************
	CERTIFICATE OF SERVICE
When All Case Particip	ants are Registered for the Appellate CM/ECF System
	scally filed the foregoing with the Clerk of the Court for the s for the Ninth Circuit by using the appellate CM/ECF system.
I certify that all participants in accomplished by the appellate	the case are registered CM/ECF users and that service will be CM/ECF system.
Signature (use "s/" format)	s/ Luke M. Rona
*********	******************
	CERTIFICATE OF SERVICE
When Not All Case Partic	eipants are Registered for the Appellate CM/ECF System
	ically filed the foregoing with the Clerk of the Court for the s for the Ninth Circuit by using the appellate CM/ECF system
Participants in the case who ar CM/ECF system.	re registered CM/ECF users will be served by the appellate
have mailed the foregoing doc	ne participants in the case are not registered CM/ECF users. I nument by First-Class Mail, postage prepaid, or have dispatched it rrier for delivery within 3 calendar days to the following

Signature (use "s/" format)